IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.4701 OF 2000

Mr.Rajiv L. Patil for the Petitioner.
Mr.Rahul Walvekar h/f D.S.Sawant for Respondent No.1.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	CORAM: D.K.DESHMUKH, J.
	DATED: 14th September,2005
P.C.:	
	The learned Counsel appearing for the Respondents states that the Respondent No.1 who was the original Plaintiff has expired on 15-4-2004.
	Statement is accepted.
	The Petitioner has not filed any application for bringing the legal representatives of the Respondent No.1 on record. Therefore, the petition has abated. Admittedly, there is a decree passed in a suit in relation to which an application

was made before the trial court. In a suit when the decree was passed, Respondent No.1 was the Plaintiff. Therefore, in the absence of Plaintiff/ Respondent No.1, this petition cannot be heard. This petition is, therefore, disposed of.

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